

REMARKS

The Office Action in the above-identified application has been carefully considered and this amendment has been presented to place this application in condition for allowance.

Accordingly, reexamination and reconsideration of this application are respectfully requested.

Claims 1-7 and 16-22 are in the present application. It is submitted that these claims were patentably distinct over the prior art cited by the Examiner, and that these claims were in full compliance with the requirements of 35 U.S.C. § 112. The changes to the claims, as presented herein, are not made for the purpose of patentability within the meaning of 35 U.S.C. sections 101, 102, 103 or 112. Rather, these changes are made simply for clarification and to round out the scope of protection to which Applicants are entitled. Claims 8-15 and 23-29 are canceled.

Claims 1-3 and 5-29 were rejected under 35 U.S.C. § 102(e) as being anticipated by Okuyama (U.S. Patent 6,289,169). Claim 4 was rejected under 35 U.S.C. § 103(a) as being unpatentable over Okuyama. However, the D-VHS 5 in present invention has “output means for outputting a third instruction of sending relevant information of said program to said other information processing apparatus via said network at a timing at which said relevant information is extracted reliably.” (Claim 16; Claims 1, 6-8, and 21-22 contain similar limitations) In this manner, the D-VHS sends a command to the IRD 2 inquiring about the channel number that is being received. In response, the IRD sends the channel number information which is received and recorded on the IC (second recording medium) by the D-VHS. (Specification page 43, lines 16 to page 44, line 7) By contrast, Okuyama discloses automatically transferring all EIT

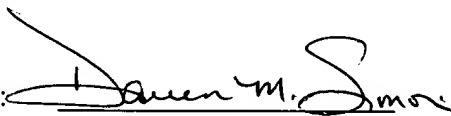
information about the programs to be recorded. (Column 10, line 43 to Column 11, line 19) Hence, Okuyama fails to disclose a command (a third instruction) being sent from the D-VHS to the IRD for specific information to be sent. Accordingly, for at least this reason, Okuyama fails to anticipate or obviate the present invention and the rejected claims should now be allowed.

In view of the foregoing amendment and remarks, it is respectfully submitted that the application as now presented is in condition for allowance. Early and favorable reconsideration of the application are respectfully requested.

No additional fees are deemed to be required for the filing of this amendment, but if such are, the Examiner is hereby authorized to charge any insufficient fees or credit any overpayment associated with the above-identified application to Deposit Account No. 50-0320.

If any issues remain, or if the Examiner has any further suggestions, he/she is invited to call the undersigned at the telephone number provided below. The Examiner's consideration of this matter is gratefully acknowledged.

Respectfully submitted,
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